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FROMMER LAWRENCE & HAUG LLP

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FACSIMILE COVER LETTER

To: Central Fax Center
Firm: U.S. Patent and Trademark Office
Facsimile No.: 571-273-8300
From: William S. Frommer
Date: December 16, 2005
Re: Serial No. 10/764,735
Attorney Docket 450100-04891
No. of Pages: 7
(including cover page)

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00308561

PATENT
450100-04891IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : TODA et al.
 Serial No. : 10/764,735
 Filing Date : 26 January 2004
 For : FINE PARTICLE STRUCTURE AND OPTICAL MEDIUM
 Examiner : Leszek B. Killian
 Art Unit : 1772

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745 Fifth Avenue
New York, NY 10151
Tel: 212-588-0800

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required.
☐ The fee has been calculated as shown below.
☐ This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

Claims as Amended

(1)	(2) Claims remaining after amendment	(3)	(4) Highest number previously paid for	(5) Present extra	(6) Rate	(7) Additional Fee
Total claims	13	Minus	** = 22	*0x	\$50 (25)	=\$0
Independent claims	3	Minus	*** = 3	*0x	\$200 (100)	=\$0
Total additional fee for this amendment						\$0

- * If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.
 ** If the highest number of total claims previously paid for is less than 20, write "20" in this space.
 *** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- ☐ This application contains a multiple dependent claim. The required fee of \$360(180) has been previously paid ☐, or is paid herewith ☐.
- ☐ This response is being filed within the ___ month following the expiration of the term originally set therefore. This is a petition to request a ___ month extension of time. A check covering the cost of the petition is enclosed.
- ☐ A check in the amount of \$ ___ is attached, which covers the cost of ☐ additional claims ☐ petition for extension of time.
- ☐ Charge \$ ___ to Deposit Account No. 50-0320.
- ☒ Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

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Barnet Shindler
 Type or print name of
 Person signing certification
Barnet Shindler
 Signature

December 16, 2005

Date of Signature

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
 Attorneys for Applicants

By: *William S. Frommer*

William S. Frommer
 Reg. No. 25,205
 Tel: 212-588-0800

00331988

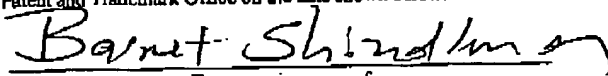
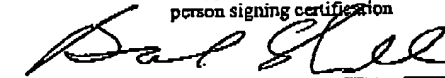
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Art Unit : 1772

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Type or print name of
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December 16, 2005

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**EXPEDITED PROCEDURE
RESPONSE AFTER FINAL ACTION
UNDER 37 C.F.R. 1.116**AMENDMENT UNDER 37 CFR § 1.116
AND REQUEST FOR INTERVIEW

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is in response to the October 19, 2005 Office Action, setting a three month term for
reply.